

From: [Adams, Adam](#)
To: [Nicole Bealle](#)
Cc: [spill12](#); [Loesel, Matthew](#); [Mason, Steve](#); [Brescia, Nicolas](#); [Rauscher, Jon](#); [Turner, Philip](#); [Shaikh, Taimur](#); [Daniel Tighe](#)
Subject: Re: TCEQ Statement for the ITC WWTP
Date: Tuesday, April 02, 2019 12:16:44 PM

I'm happy to, or you can notify them and I'll concur. Whichever is easier.

Sent from my iPhone

On Apr 2, 2019, at 12:10 PM, Nicole Bealle <Nicole.Bealle@tceq.texas.gov> wrote:

Thanks. Do you have an estimated time window for getting this communicated to ITC today?

From: Adams, Adam <Adams.Adam@epa.gov>
Sent: Tuesday, April 2, 2019 11:59 AM
To: Nicole Bealle <Nicole.Bealle@tceq.texas.gov>
Cc: spill12 <spill12@tceq.texas.gov>; Loesel, Matthew <loesel.matthew@epa.gov>; Mason, Steve <mason.steve@epa.gov>; Brescia, Nicolas <brescia.nicolas@epa.gov>; Rauscher, Jon <Rauscher.Jon@epa.gov>; Turner, Philip <Turner.Philip@epa.gov>; Shaikh, Taimur <Shaikh.Taimur@epa.gov>; Daniel Tighe <Daniel.Tighe@WestonSolutions.com>
Subject: Re: TCEQ Statement for the ITC WWTP

Nicole,
They asked me about this this morning, and I basically said what your statement says in layman's terms. So, we're directly in line with your statement.
I've asked the EU in Dallas for additional questions/comments.
Adam

Sent from my iPhone

On Apr 2, 2019, at 11:48 AM, Nicole Bealle <Nicole.Bealle@tceq.texas.gov> wrote:

State OSC and Federal OSC

Please provide the following statement from the TCEQ regarding the ITC WWTP. Should there be any further questions related to WWTP, please direct the questions to the TCEQ for follow-up and response.

Thank you,
Nicole

Intercontinental Terminals Company (ITC) is currently authorized to discharge certain wastewater streams under TPDES Permit No. WQ0001984000. ITC's Waste Management Plan indicates that ITC proposes to route recovered or skimmed mixtures (diked area, ditch, Tucker Bayou, Ship Channel, and tanks), wash waters from cleaning equipment, and decontamination waters to their onsite WWTP for treatment and discharge under their TPDES authorization. Based on ITC's representations to TCEQ, the waste that it proposes to discharge includes firefighting foam, brine/saltwater contaminated with firewater/tank contents, foam and contents from the secondary containment, off-spec commercial chemical products, oily wastes, and hazardous decontamination wastes. As clearly identified in the RCRA regulations, any material that comes into contact with listed hazardous waste, including but not limited to soils, sediments, surface waters, solid surfaces, debris, and plant material are a hazardous waste (in this case, a listed waste). A RCRA hazardous waste may only be disposed of in a properly permitted hazardous waste treatment, storage, and disposal facility (TSDF). These wastes generated from this event are not authorized to be discharged under ITC's TPDES permit. Therefore, these wastes should be manifested to an authorized hazardous waste disposal facility for treatment and/or disposal. No recovery wastes or liquids are to be managed in the WWTP or treated on-site. The current TPDES permit DOES NOT authorize the treatment of the wastes generated from this event.